

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

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IN RE:

Chapter 13
Case No: 22-22507 (CGM)

**Gerasimos Stefanitsis
aka Jerry Stephanitsis,**

Debtor.

-----X

**ORDER TO SHOW CAUSE DIRECTING
DEBTOR'S COUNSEL AND DEBTOR TO APPEAR**

Debtor, by counsel Lawrence Morrison, Esq. ("Counsel"), commenced this voluntary Chapter 11 case on June 1, 2022 which was thereafter converted to Chapter 13 on October 4, 2022. A hearing to consider Trustee's Motion to Dismiss (Docket # 41) was held on December 7, 2022 and the Trustee's staff attorney Tom Frost, Esq. appeared and Robert Dakis, Esq. appeared for Counsel's firm on behalf of the Debtor. The Court noted that the 2016(b) Statement shows that the source of the \$15,000 pre-petition compensation received by Counsel was an unspecified third party. Upon inquiry by the Court, the payment was allegedly received from one of Debtor's businesses which was not disclosed in the petition/schedules of this case. The Trustee's Motion to Dismiss was granted and the Court indicated it would retain jurisdiction over Counsel's compensation and 2016(b) Statement concerns and issue the instant Order to Show Cause.

Upon the foregoing, it is hereby

ORDERED, that attorney Lawrence Morrison, Esq. and the Debtor Gerasimos Stefanitsis aka Jerry Stephanitsis shall appear **VIA ZOOM on February 22, 2023 at 9:00 A.M.** before the Honorable Cecelia G. Morris, United States Bankruptcy Judge, at the United States Bankruptcy Court and show cause why his fees should not be disgorged for the inadequate disclosure of pre-petition compensation on the 2016(b) Statement, as well as the propriety and reasonableness of the fees in question pursuant to 11 U.S.C. 105, 329, 330 and Federal Rules of Bankruptcy Procedure 2016 & 2017,; and it is further,

ORDERED, that Counsel file an affirmation on the docket of this case containing the complete details of the transaction surrounding the payment of the \$15,000 pre-petition fees, including but not limited to, the identity of the third party, and the nature of the relationship between this third party and Debtor and, any relationship between the third party and Counsel or his Firm; and it is further

ORDERED, in accordance with this Court's Zoom Court hearing procedures, Counsel is required to register his appearance at [https:// ecf.nysb.uscourts.gov/cgi-bin/nysbAppearances.pl](https://ecf.nysb.uscourts.gov/cgi-bin/nysbAppearances.pl) at least 48 hours before the scheduled hearing.

Dated: December 15, 2022
Poughkeepsie, New York



/s/ Cecelia G. Morris

Hon. Cecelia G. Morris
U.S. Bankruptcy Judge

In re:
Gerasimos Stefanitsis
Debtor

Case No. 22-22507-cgm
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0208-7
Date Rcvd: Dec 15, 2022

User: admin
Form ID: pdf001

Page 1 of 2
Total Noticed: 14

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Dec 17, 2022:

Recip ID	Recipient Name and Address
db	+ Gerasimos Stefanitsis, 234 Union Avenue, Harrison, NY 10528-1605
cr	+ REAL TIME RESOLUTIONS, INC., AS AGENT FOR THE BANK, c/o Stern & Eisenberg, PC, 1581 Main Street, Suite 200, The Shops at Valley Square Warrington, PA 18976-3403
7967899	+ Bank of America, N.A., as servicer for THE BANK OF, c/o David A. Gallo & Associates LLP, 47 Hillside Avenue, 2nd Floor, Manhasset, NY 11030-2229
7968401	+ David A. Gallo & Associates LLP, 99 Powerhouse Road, First Floor, Roslyn Heights, NY 11577-2081
7977617	+ Gregory Zapantis, c/o Morris Schlaf, c/o Sacco & Fillas, LLP, 31-19 Newtown Avenue, 7th Floor Astoria, NY 11102-1392
7977571	+ Gregory Zapantis, c/o Sacco & Fillas, LLP, c/o Zachary Scott Kaplan, 31-19 Newtown Avenue, 7th Floor Astoria, NY 11102-1392
7977603	+ Gregory Zapantis, c/o Zachary Scott Kaplan, c/o Sacco & Fillas, LLP, 31-19 Newtown Avenue, 7th Floor Astoria, NY 11102-1392
7986073	+ REAL TIME RESOLUTIONS, INC., et al, c/o Stern & Eisenberg, PC, 1581 Main Street, Suite 200, The Shops at Valley Square, Warrington, PA 18976-3403

TOTAL: 8

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
7972682	Email/Text: creditcardbkcorrespondence@bofa.com	Dec 15 2022 19:07:00	Bank of America, PO Box 31785, Tampa, FL 33631-3785
7961461	+ Email/Text: sbse.cio.bnc.mail@irs.gov	Dec 15 2022 19:07:00	INTERNAL REVENUE SERVICE, CENTRAL INSOLVENCY UNIT, PO BOX 7346, PHILADELPHIA, PA 19101-7346
7965363	Email/PDF: ais.chase.ebn@aisinfo.com	Dec 15 2022 19:14:56	JPMorgan Chase Bank, N.A., National Bankruptcy Department, P.O. Box 29505 AZ1-5757, Phoenix, AZ 85038-9505
7961462	+ Email/Text: nys.dtf.bncnotice@tax.ny.gov	Dec 15 2022 19:07:00	NYS DEPT. OF TAX AND FIN., BANKRUPTCY SECTION, PO BOX 5300, ALBANY, NY 12205-0300
7963916	Email/Text: nys.dtf.bncnotice@tax.ny.gov	Dec 15 2022 19:07:00	New York State Department of Taxation & Finance, Bankruptcy Section, P O Box 5300, Albany New York 12205-0300
7974970	Email/Text: bkdepartment@rtresolutions.com	Dec 15 2022 19:07:00	Real Time Resolutions, Inc., 1349 Empire Central Drive, Suite #150, Dallas, Texas 75247-4029

TOTAL: 6

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		Bank of America, N.A., as servicer for THE BANK OF
cr		Gregory Zapantis
cr		New York State Department Of Taxation and Finance

TOTAL: 3 Undeliverable, 0 Duplicate, 0 Out of date forwarding address

District/off: 0208-7

User: admin

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Date Rcvd: Dec 15, 2022

Form ID: pdf001

Total Noticed: 14

NOTICE CERTIFICATION

I, Gustava Winters, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Dec 17, 2022

Signature: /s/Gustava Winters

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on December 15, 2022 at the address(es) listed below:

Name	Email Address
Enid Nagler Stuart	on behalf of Creditor New York State Department Of Taxation and Finance enid.stuart@ag.ny.gov leo.gagion@ag.ny.gov
Krista M. Preuss	info@ch13kp.com kpreuss13@ecf.epiqsystems.com
Lawrence Morrison	on behalf of Debtor Gerasimos Stefanitsis lmorrison@m-t-law.com info@m-t-law.com;r65639@notify.bestcase.com;scheduling@m-t-law.com;staylor@m-t-law.com
Morris Schlaf	on behalf of Creditor Gregory Zapantis mschlaf@saccofillas.com mschlaf@recap.email
Peter Adel Lawrence, I	on behalf of Creditor REAL TIME RESOLUTIONS INC., AS AGENT FOR THE BANK OF NEW YORK MELLON FKA THE BANK OF NEW YORK AS SUCCESSOR INDENTURE TRUSTEE TO JPMORGAN CHASE BANK, N.A., AS INDENTURE TRUSTEE FOR THE CWABS REVOLVING plawrence@sterneisenberg.com, BKECF@sterneisenberg.com
Robyn E Goldstein	on behalf of Creditor Bank of America N.A., as servicer for THE BANK OF NEW YORK MELLON FKA THE BANK OF NEW YORK AS TRUSTEE FOR THE BENEFIT OF THE CERTIFICATE HOLDERS OF THE CWALT, INC., ALTERNATIVE LOAN TRUST 2004-20T1, rgoldstein@msgrb.com, robyngoldstein@hotmail.com;cgaliano@msgrb.com;cellis@msgrb.com
Steven K Eisenberg	on behalf of Creditor REAL TIME RESOLUTIONS INC., AS AGENT FOR THE BANK OF NEW YORK MELLON FKA THE BANK OF NEW YORK AS SUCCESSOR INDENTURE TRUSTEE TO JPMORGAN CHASE BANK, N.A., AS INDENTURE TRUSTEE FOR THE CWABS REVOLVING seisenberg@sterneisenberg.com, bkecf@sterneisenberg.com
United States Trustee	USTPRegion02.NYECF@USDOJ.GOV
Zachary Scott Kaplan	on behalf of Creditor Gregory Zapantis zkaplan@saccofillas.com

TOTAL: 9